

STATE CORPORATION COMMISSION

**BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

JAN 12 2011

In the Matter of the Application of MCC )  
Missouri LLC Filing for Kansas Video Service ) Docket No. 11-MMOC-480-VSA  
Authorization. )

*Susan K. Duffy*


**NOTICE OF FILING OF STAFF REPORT AND RECOMMENDATION**

COMES NOW the Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively), and for its Notice of Filing of Staff Report and Recommendation states as follows:

1. Staff hereby files the attached Report and Recommendation dated January 7, 2011, recommending that the Commission approve the Application of MCC Missouri LLC to provide video services with its service area footprint to be identified and known as set out in the attached report.

WHEREFORE, Staff requests the Commission consider its Report and Recommendation and for such other and further relief as the Commission deems just and proper.

Respectfully submitted,



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For Commission Staff

**STAFF REPORT and RECOMMENDATION**  
**UTILITIES DIVISION**

**TO:** Thomas E. Wright, Chairman  
Joe F. Harkins, Commissioner  
Ward Loyd, Commissioner

**FROM:** Guy McDonald, Senior Telecommunications Analyst

**DATE:** January 7, 2011

**DATE SUBMITTED TO LEGAL:** 1/10/2011

**DATE SUBMITTED TO COMMISSIONERS:** 1/12/11

**SUBJECT:** In the Matter of the Application of MCC Missouri LLC Filing for Kansas Video Service Authorization.  
Docket No. 11-MMOC-480-VSA

**BACKGROUND:**

On December 30, 2010, MCC Missouri, LLC, (MCC), d/b/a Mediacom, filed an initial application for state-issued Video Service Authorization, as provided by K.S.A. 12-2023 and K.A.R. 85-15-1.

In accordance with K.S.A. 12-2023(a) and K.A.R. 82-15-1(f)(2), Commission action in this matter is required not later than **Friday, January 28, 2011**.

**ANALYSIS:**

MCC has identified its principal place of business as 100 Crystal Run Road, Middletown, New York, 10941. The filing identified its principal officers as: Mr. Rocco Cossiso, Chief Executive Officer; Mr. Mark Stephan, Executive Vice President; and Mr. John Pascarelli, Chief Operating Officer. Mr. Thomas Larsen, Vice President of Legal and Public Affairs, is designated as the ongoing regulatory contact and point of contact for consumer complaint matters.

The Applicant is organized under the laws of Missouri, registered with the Kansas Secretary of State's office as a Foreign Limited Liability entity, and is currently (a/o 1-5-2011) 'Active and in Good Standing' with that office.

Specifically, the Applicant is requesting state-issued authority in the cities of Eureka, Galena, Scranton, Baldwin, and Oswego and has provided the following legal descriptions:

**ANALYSIS:** (Continued)

Eureka, Township 25S, Range 10E, Sections 2, 3, 4, 33, 34 and 35.

Galena, Township 34S, Range 25E, Sections 11, 13, 14, 15, 23, 24, 25 and 26.

Scranton, Township 15S, Range 15E, Sections 3 and 4, Township 14S, Range 15E, Section 34.

Baldwin, Township 14S, Range 19E, Sections 27, 28, 33, 34, Township 15S, Range 19E, Sections 2, 3 and 4.

Oswego, Township 33S, Range 21E, Sections 15, 16, 17, 20, 21 and 22.

The Applicant is currently providing service in the described service areas under local agreements and states that they currently serve 100% of the service area footprint.

For ease of future reference, Staff has assigned the proposed service areas the following identifiers<sup>1</sup>:

Eureka	EURE-01-MMOC-01
Galena	GALE-01-MMOC-01
Scranton	SCRA-01-MMOC-01
Baldwin	BALD-01-MMOC-01
Oswego	OSWE-01-MMOC-01

The Applicant has provided a high level sketch and a general description of the architecture and components used in providing its video service.

The Applicant has agreed to comply with all applicable federal and state statutes and regulations and agrees to comply with all lawful and applicable municipal regulations regarding the use and occupation of public rights-of-way in the delivery of video services, including the police powers of the municipalities in which the service is delivered. (Initial Application item #5).

The Applicant has affirmed that it will not deny its services to potential customers based on the average population income. (Last item of Initial Application.)

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1. KCC Identifiers are assigned by Staff for ease of future reference using the following four field numbering convention; ABCD-xx-EFGH-yy, where ABCD is a four character abbreviation of the major community(s) encompassed within the serving area, xx is a two digit sequentially assigned number of the provider's service area, EFGH is the commission-assigned four alpha character company code and yy indicates the version of the company's footprint where 01 is the initial version, 02 the first revision, etc.

**ANALYSIS:** (Continued)

The Applicant's system is properly registered with the FCC and is assigned the following Community Unit Identification (CUID) numbers:

<u>Community</u>	<u>CUID #</u>
Eureka	KS0027
Galena	KS0208
Scranton	KS0338
Baldwin City - Incorporated	KS0222
Baldwin City – Unincorporated	KS0223
Oswego	KS0197

Staff has verified the registration with the FCC<sup>2</sup>.

**RECOMMENDATION:**

Staff recommends Commission approval of MCC's Application to provide video services with its service area footprint to be identified and known as shown above.

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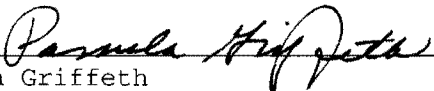
2. <http://www.fcc.gov/mb/engineering/liststate.html>.

CERTIFICATE OF SERVICE

11-MMOC-480-VSA

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Notice of Filing of Staff Report and Recommendation was placed in the United States mail, postage prepaid, or hand-delivered this 12th day of January, 2011, to the following:

THOMAS J LARSEN, GROUP VICE PRESIDENT LEGAL  
& PUBLIC AFFAIRS  
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Pamela Griffeth  
Administrative Specialist